THE HONOURABLE SRI JUSTICE B.SUDERSHAN REDDY

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WRIT PETITION No. 602 OF 2001

Dated 1st September, 2005

Between:

East India Transport Agency -- Petitioner

And

The State of Andhra Pradesh,

Forest Department, Secretariat,

Hyderabad, represented by the

Secretary and others.

-- Respondents.

ORAL ORDER:

This court by its order dated: 20.1.2001 while directing rule nisi, passed the following interim order:

> " In view of the declaration of the legal principle in the judgment of this court dated: 25.10.2000 in W.P.No.20314 of 2000, the decision of the 3rd respondent contained in Ref. No.3911/2000-V4, dated: 22.12.2000 impugned herein, prima facie, appears unsustainable. Under the premises, the impugned order of the 3rd respondent dated: 22.12.2000 is suspended and the said respondent is directed to release 292 stearic acid bags (seized along with Lorry bearing No.AP 13-T-5579) without insisting on the production of Bank guarantee as security for such release of the stearic acid bags."

The interim order has worked itself out in favour of the petitioner, pursuant to which, it is admitted that the respondents have released 292 stearic acid bags seized along

with the lorry bearing No.AP 13-T-5579 without insisting on production of the bank guarantee as security. Nothing further remains for adjudication in this writ petition. It is, however, made clear that the interim order did not preclude the respondents herein from passing final orders pursuant to the seizure. It is not known as to whether any final orders have been passed by the respondents. This order shall not preclude the respondents from passing the final order, if the proceedings are still alive.

The writ petition is accordingly disposed of. No costs.

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2005. (B.SUDERSHAN REDDY, J.)

VR.